



UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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DATE MAILED:

NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☒ non-small entity is \$ 130.00

☐ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$_____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. The following additional claims fees are due:

\$_____ for _____ total claims over 20.

\$_____ for _____ independent claims over 3.

\$_____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Matthew J. Middleton
Customer Service Center
Initial Patent Examination Division (703) 308-1202

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Section 114

Docket No.: 21144-706

Certificate of Mailing/Transmission (37 C.F.R. § 1.8(a))	
I hereby certify that this correspondence is, on the date shown below, being:	
MAILING	FACSIMILE
<input checked="" type="checkbox"/> deposited with the United States Postal Service as First Class Mail on the date indicated below in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.	<input type="checkbox"/> transmitted by facsimile to the Patent and Trademark Office.
Date: February 3, 2000	Name of Person Certifying: <i>Carol M. Grupp</i>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Cabot et al.

Assignee: John Wayne Cancer Institute

Filing Date: November 12, 1999

Examiner: To Be Assigned

Serial No.: 09/439, 293

Group Art Unit: 1615

Title: Methods of Reversing Drug Resistance in Cancer Cells

Submission of Missing Parts of Application Under 37 C.F.R. 1.53

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Enclosed are the following items for filing in the above-referenced U.S. Patent Application:

 X Declaration and Power of Attorney, executed by the applicants on January 13, 2000.

 A Petition for a month extension of time for responding to the Notice of Missing Parts dated .

 X Verified Statement Claiming Small Entity Status, executed by the applicant on January 13, 2000.

X 1 check in the amount of \$105.00, to cover the surcharge set forth in 37 CFR 1.16(l) [\$65.00 for small entity], and the Recordation Filing Fee [\$40.00].

_____ Charge the fee for the Surcharge of ____ under 37 C.F.R. 1.16(e) and for the Extension of Time of _____ to Deposit Account No. 50-1189. Order No. _____. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Request for Refund under 37 CFR 1.28(a) for the overpayment of the filing fee and surcharge.

 X Assignment executed by the applicants on January 14, 2000 and Recordation Form PTO 1594.

X Copy of Notice of Missing Parts of Application dated December 8, 1999.

 X The Commissioner is hereby authorized to charge payment of any additional fees due or credit any overpayment to Deposit Account No. 50-1189, Order No. 21144-706. A duplicate copy of this sheet is enclosed.

Having now complied with all of the requirements of 37 C.F.R. 1.53, applicant respectfully requests that this application be placed upon the files for examination.

Date: February 3, 2000

Respectfully submitted,

By:

Carol M. Gruppi
Registration No. 37,341

Mailing Address

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